

IDAHO BOARD OF OPTOMETRY
Division of Occupational and Professional Licenses
P.O. Box 83720
Boise, ID 83720-0063

Conference Call Minutes of 10/26/2020

BOARD MEMBERS PRESENT: Lance W Fagan, O.D. - Chair
Terri L Haley, O.D.
William Von Tagen
Jared Walker, O.D.
Shawn Sorenson O.D

DIVISION STAFF: Russell Barron, Division Administrator
Dawn Hall, Section Chief
Nicki Chopski, Section Chief
Julie Eavenson, Licensing Group Manager
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Greg Floyd, Financial Unit Manager
Cesley Metcalfe, Team Lead
Tim Frost - Health Professions Legislative and
Regulatory Affairs Manager

OTHERS PRESENT: Carlie Foster – Lobby Idaho

The meeting was called to order at 8:31 AM MDT by Lance W Fagan, OD.

INTRODUCTIONS

Dr. Shawn Sorenson introduced himself to the Board.

Tim Frost introduced himself to the Board. He has joined the Division as the legislative and regulatory affairs manager for the health professions Boards.

Ms. Hall introduced the Division staff to the new Board member.

Carlie Foster was introduced to the Board.

APPROVAL OF MINUTES

Mr. von Tagen made a motion to approve the minutes of June 29, 2020 and August 24, 2020. It was seconded by Mr. Walker. Motion carried.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

EXECUTIVE SESSION

Dr. Haley made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. It was seconded by Dr. Sorenson. The vote was: Dr. Walker, aye; Dr. Sorenson, aye; Dr. Haley, aye; Mr. von Tagen, aye; and Dr. Fagan, aye. Motion carried.

Dr. Haley made a motion to come out of executive session. It was seconded by Dr. Walker. Motion carried.

FOR BOARD DETERMINATION

Dr. Haley made a motion to deny the request that time spent not working counts toward the probationary period in case number OPT-2018-3. It was seconded by Mr. von Tagen. Motion carried.

Nicki Chopski, section chief for the health professional Boards, joined the meeting and introduced herself to the Board.

DIVISION BUSINESS

LAWS AND RULES

Mr. Crema presented a legislative update. Mr. von Tagen made a motion to move IDAPA 24.10.01, the rules of the Idaho State Board of Optometry, as published in the September 16 Administrative Bulletin to pending status and submit them to the legislature for review. It was seconded by Dr. Haley. Motion carried.

FINANCIAL REPORT

Mr. Floyd gave the financial report, which indicated that the Board had a cash balance of \$77,919.60 as of September 30, 2020.

TO DO LIST

The Board reviewed the To Do List. Dr. Haley and Dr. Sorenson replaced Dr. Warner and Mr. von Tagen as the legislative subcommittee.

NEXT MEETING was scheduled for January 25, 2020 at 8:30 AM MST.
A second meeting was scheduled for May 17, 2020 at 8:30 AM MDT.

BOARD BUSINESS

CORRESPONDENCE

The Board reviewed correspondence from Mr. McQuade regarding the Board's rules. Dr. Haley made a motion to amend the earlier motion to move IDAPA 24.10.01, the rules of the Idaho State Board of Optometry, as published in the September 16 Administrative Bulletin with the amendments recommended by the Division to strike

section 150 to pending status and submit them to the legislature for review. It was seconded by Dr. Sorenson. Motion carried.

Mrs. Eavenson stated that a new motion was needed because the Board could not amend an earlier motion that had carried.

Dr. Haley made a motion to move IDAPA 24.10.01, the rules of the Idaho State Board of Optometry, as published in the September 16 Administrative Bulletin with the amendments recommended by the Division to delete section 150, to pending status and submit them to the legislature for review. It was seconded by Mr. von Tagen. Motion carried.

The Board reviewed correspondence from The Accreditation Council on Optometric Education (ACOE) introducing Stephanie Puljak as its new director. No action was taken.

The Board reviewed correspondence from Lisa Fennell regarding COPE-approved rules. Dr. Haley made a motion for the Board to extend its policy regarding online courses until June 30, 2021. There was no second and the motion died.

Dr. Walker made a motion to extend its policy allowing live, online continuing education in place of in-person continuing education through the calendar year of 2021. It was seconded by Dr. Haley. Motion carried.

ELECTIONS

Mr. von Tagen made a motion to nominate Dr. Haley as the Board secretary. It was seconded by Dr. Walker. Motion carried.

The Board asked that an item be added to the To Do List to review the secretary language in the statute for removal.

ADJOURNMENT

Dr. Haley made a motion to adjourn the meeting at 9:40 AM MDT. It was seconded by Mr. von Tagen. Motion carried.

Lance W Fagan, O.D., Chair